



PATENT  
Attorney Docket No.: 03495.0008-09000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Marc ALIZON et al. )  
Serial No.: 08/466,921 ) Group Art Unit: 1813  
Filed: June 6, 1995 ) Examiner: J.S. Parkin  
For: METHOD OF PRODUCING )  
ANTIBODIES TO ANTIGENS )  
OF HUMAN IMMUNODEFICIENCY )  
VIRUS TYPE 1 (HIV-1) )

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**DECLARATION UNDER MPEP 608.01(p)C**  
**REGARDING DEPOSIT OF BIOLOGICAL MATERIALS**

I, Mme. Danielle Berneman, do hereby declare and say:

1. I am a citizen of France.
2. I am the Head of the Patent Section of the Institut Pasteur, 28 rue du Docteur Roux, 75724 Paris Cedex 15, France, to whom this patent application has been assigned.
3. On information and belief, the microorganism culture disclosed and claimed in this application was deposited with the National Collection of Cultures of Microorganisms or Collection Nationale de Cultures de Micro-organisms ("C.N.C.M.") of Institut Pasteur, 28 rue du Docteur Roux, 75724 Paris Cedex 15, France, on the

following date and under the following name and accession numbers to assure availability of the biological materials to the public:

<u>Name</u>	<u>Accession No.</u>	<u>Deposit Date</u>
λ-J19	I-338	September 11, 1984.

4. On information and belief, the C.N.C.M. has acquired the status of International Authority within the meaning of the Budapest Treaty of the International Recognition of the Deposit of Microorganisms for the Purpose of the Patent Procedure.

5. That said cultures have been deposited under conditions which insure that access to the cultures will be available during the pendency of the above-identified patent application to one determined by the Commissioner of Patents and Trademarks to be entitled thereto under 37 C.F.R. §1.14 and 35 U.S.C. §122.

6. That no later than issuance of a patent on the above-identified patent application, Institut Pasteur will irrevocably remove any restrictions as to public availability of each culture deposit, and will replace the same culture deposit should it become non-viable, during the period that extends thirty (30) years from the date of the deposit, or the period of the enforceable life of the patent, or the period of five (5) years after the last public request for the deposit, whichever period is longest.

7. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under

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§1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

Date: December 5<sup>th</sup> 1997

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